

REMARKS

Claims 1-10 are pending in the application and are subject to an election requirement.

The Office Action indicates the present application contains claims that are drawn to the following patentably distinct species:

Species I – Fig. 2;

Species I – Fig. 4;

Species II – Fig. 5;

Species III – Fig. 6;

Species IV – Fig. 7; of which there are

Subspecies I – electret film applied to back electrode board; and

Subspecies II – electret film applied to diaphragm.

Applicants disagree with the way in which the Species and Subspecies have been defined but they are also aware this is not a recognized ground for traversal; therefore, this disagreement is not discussed further.

Applicants amend the claims as shown above and elect Subspecies I of Species IV. Because no PTO Examiner has ever been able to explain to the undersigned attorney or to Applicants the proper way to determine whether a claim reads on a species, Applicants can respond only by saying they believe claims 1, 8 and 9 read on the elected subspecies. Claim 1 is generic to all species.

As a convenience to the Examiner, the claims resulting from the amendments shown above are reproduced in a clean form on the following pages.

Respectfully submitted,



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Certificate of Transmission

I certify that this Response to Office Action and any following materials are being transmitted by facsimile on April 20, 2006 to the U.S. Patent and Trademark Office at telephone number (571) 273-8300.



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Att. Amended claims in a clean form